

AN ACT concerning public works contracts.

Be it enacted by the People of the State of Illinois,
represented in the General Assembly:

Section 1. Short title. This Act may be cited as the
Public Works Contract Change Order Act.

Section 5. Change orders; bidding. If a change order
for any public works contract (i) is entered into by a unit
of local government or school district, (ii) is not procured
in accordance with the Illinois Procurement Code and the
State Finance Act, and (iii) authorizes or necessitates any
increase in the contract price that is 50% or more of the
original contract price, then portion of the contract that is
covered by the change order must be resubmitted for bidding
in the same manner for which the original contract was bid.
Bidding for the portion of the contract covered by the change
order is subject to any requirements to employ females and
minorities on the public works project that existed at the
bidding for the original contract, together with any later
requirements imposed by law.

Section 10. Home rule. A home rule unit may not
regulate its public works contracts in a manner that is
inconsistent with this Act. This Section is a limitation of
home rule powers under subsection (i) of Section 6 of Article
VII of the Illinois Constitution.

Section 15. Mandates. This Act is exempt from the
reimbursement requirements of the State Mandates Act.

Section 90. The State Mandates Act is amended by adding
Section 8.27 as follows:

(30 ILCS 805/8.27 new)

Sec. 8.27. Exempt mandate. Notwithstanding Sections 6 and 8 of this Act, no reimbursement by the State is required for the implementation of any mandate created by the Public Works Contract Change Order Act.